FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ NOV 21 2016 ★
LONG ISLAND OFFICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

LIGIO LOPEZ,

Plaintiff,

-against-

NYS SUPERINTENDENT, ET AL.,

Defendants.

ORDER
15-CV-5818 (JFB)(SIL)

JOSEPH F. BIANCO, District Judge:

By letter dated November 7, 2016 and docketed on November 10, 2016 (ECF No. 8), *pro se* plaintiff Ligo Lopez ("plaintiff") asks that this Court withdraw his [sic] "Emergency Notice; Emergency Supporting Affidavit . . . 2 Complaints Here pending here, to be replaced + filed with his Emergency Notice . . . ." The Court construes this as a request for voluntary dismissal of this action pursuant to Federal Rule of Civil Procedure 41(a) in favor of proceeding with related action *Lopez v. NYS Superintendent, et al.*, 16-cv-6036 (JFB)(SIL). In addition, plaintiff requests that this Court [sic] "disqualify This Court Judge Bianco Here, because he fears + not trusts any Judge who acts like This Court Judge Bianco now + on his future Motions . . . ." The Court finds that plaintiff has failed to state grounds for recusal—and that there are in fact no such grounds—pursuant to 28 U.S.C. § 455 as to the pending related action. The Clerk of Court shall close this case.

SO ORDERED.

Joseph Bianco

Joseph F. Bianco
United States District Judge

Dated: November 21, 2016
Central Islip, New York